IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.2166 OF 2003
IN
SUMMARY SUTI NO.3820 OF 1998

Dinesh K. Shah .. Plaintiff
V/s.
Usha Martin Ind. Ltd. .. Defendants.

Mr.K.D. Kukreja i/b. Kukreja & Co. for the plaintiffs.

Ms.M.N. Shivgan i/b. M.G. Mimani for the defendants.

CORAM : J.P. DEVADHAR, J.

DATED : 6TH SEPTEMBER, 2005.

P.C. :

1. By this notice of motion, the plaintiff seeks an order for withdrawal of the amount of Rs.83,089 deposited by the defendants pursuant to the order of this Court dated August 9, 2001. The advocate for the defendants has no objection.

2. Accordingly, the notice of motion is allowed. The Prothonotary & Senior Master of this Court is directed to refund the amount of Rs.83,089/- deposited by the defendants on plaintiffs furnishing bank guarantee for the said amount.

3. The notice of motion stands disposed of in above terms with no order as to costs.

(J.P. DEVADHAR, J.)